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NOTICE OF ALLOWANCE AND FEE(S) DUE

34904

7590

05/14/2008

CANON U.S.A. INC. INTELLECTUAL PROPERTY DIVISION
15975 ALTON PARKWAY
IRVINE, CA 92618-3731

EXAMINER

ZHENG, JACKY X

ART UNIT

PAPER NUMBER

2625

DATE MAILED: 05/14/2008

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 10/696,071 | 10/28/2003 | Takami Eguchi | CFAD0035US | 2496 |

TITLE OF INVENTION: METHOD, APPARATUS, AND COMPUTER PROGRAM FOR EMBEDDING DIGITAL WATERMARK, AND METHOD, APPARATUS, AND COMPUTER PROGRAM PRODUCT FOR EXTRACTING DIGITAL WATERMARK

| APPLN. TYPE | SMALL ENTITY | ISSUE FEE DUE | PUBLICATION FEE DUE | PREV. PAID ISSUE FEE | TOTAL FEE(S) DUE | DATE DUE |
|----------------|--------------|---------------|---------------------|----------------------|------------------|------------|
| nonprovisional | NO | \$1440 | \$300 | \$0 | \$1740 | 08/14/2008 |

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. **PROSECUTION ON THE MERITS IS CLOSED.** THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN **THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE** OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. **THIS STATUTORY PERIOD CANNOT BE EXTENDED.** SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE DOES NOT REFLECT A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE IN THIS APPLICATION. IF AN ISSUE FEE HAS PREVIOUSLY BEEN PAID IN THIS APPLICATION (AS SHOWN ABOVE), THE RETURN OF PART B OF THIS FORM WILL BE CONSIDERED A REQUEST TO REAPPLY THE PREVIOUSLY PAID ISSUE FEE TOWARD THE ISSUE FEE NOW DUE.

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL, or its equivalent, must be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted. If an equivalent of Part B is filed, a request to reapply a previously paid issue fee must be clearly made, and delays in processing may occur due to the difficulty in recognizing the paper as an equivalent of Part B.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** **Mail Stop ISSUE FEE**
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or Fax **(571)-273-2885**

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

34904 7590 05/14/2008

CANON U.S.A. INC. INTELLECTUAL PROPERTY DIVISION
15975 ALTON PARKWAY
IRVINE, CA 92618-3731

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

| |
|--------------------|
| (Depositor's name) |
| (Signature) |
| (Date) |

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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10/696,071 10/28/2003 Takami Eguchi CFA00035US 2496

TITLE OF INVENTION: METHOD, APPARATUS, AND COMPUTER PROGRAM FOR EMBEDDING DIGITAL WATERMARK, AND METHOD, APPARATUS, AND COMPUTER PROGRAM PRODUCT FOR EXTRACTING DIGITAL WATERMARK

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| nonprovisional | NO | \$1440 | \$300 | \$0 | \$1740 | 08/14/2008 |

| EXAMINER | ART UNIT | CLASS-SUBCLASS |
|----------------|----------|----------------|
| ZHENG, JACKY X | 2625 | 358-003280 |

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a **Customer Number is required.**

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, 1 _____
 (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed. 2 _____
 3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☐ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

- ☐ Issue Fee
☐ Publication Fee (No small entity discount permitted)
☐ Advance Order - # of Copies _____

4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

- ☐ A check is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☐ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number _____ (enclose an extra copy of this form).

5. **Change in Entity Status** (from status indicated above)

- ☐ a. Applicant claims **SMALL ENTITY** status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming **SMALL ENTITY** status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature _____ Date _____
 Typed or printed name _____ Registration No. _____

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.**

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CANON U.S.A. INC. INTELLECTUAL PROPERTY DIVISION
15975 ALTON PARKWAY
IRVINE, CA 92618-3731

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b) (application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 990 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 990 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (<http://pair.uspto.gov>).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 or (571)-272-4200.

Notice of Allowability

Application No.

10/696,071

Examiner

JACKY X. ZHENG

Applicant(s)

EGUCHI ET AL.

Art Unit

2625

- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to February 19, 2008.
2. ☒ The allowed claim(s) is/are 1,2,7 and 11-20.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some* c) ☐ None of the:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

/Twyler L. Haskins/

DETAILED ACTION

1. This office action is in response to applicant's amendments and remarks filed on February 19, 2008.
2. **Claims 1-2, 7 and 11-20** have been amended.
3. **Claims 3-6 and 8-10** have been cancelled.
4. **Claims 1-2, 7 and 11-20** are allowed.
5. The rejection under 35 U.S.C. §112, Second Paragraph, to Claim 5 is withdrawn in view of Applicant's amendments and/or clarifications to the claim.
6. The rejections under 35 U.S.C. §103 to Claims 1-2, 7 and 11-20 are withdrawn in view of Applicant's cancellations, amendments and/or remarks of the claims.

EXAMINER'S AMENDMENT

7. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.
8. Authorization for this examiner's amendment was given in a telephone interview with Mr. Sivon Kalminov (Reg. No. 40,042) on April 30, 2008.
9. The application has been amended as follows:
 - a. With regard to **Claim 1** (corresponding to the version filed on Feb. 19, 2008), the claim should now reads as:

" A method of embedding digital watermark information in a document image, comprising:

a step of dividing the document image into a plurality of document areas;
a step of determining an order of the embedding for the plurality of
document areas based on a size of the document area or a number of characters
included in the document area,

wherein the order of the embedding is determined based on the
relationship of relative positions of the document areas in a case where the
plurality of document areas have the same size of the document area or the same
number of characters included in the document area; and

a step of embedding the digital watermark information over the plurality
of document areas in the document image in accordance with the a determined
order of the embedding. ”

- b. With regard to **Claim 17** (corresponding to the version filed on Feb. 19, 2008),
the claim should now reads as:

“ A computer readable medium ~~program-product~~ storing a program for
embedding digital watermark information in a document image, the program comprising:
a step of dividing the document image into a plurality of document areas;

a step of determining an order of the embedding for the plurality of
document areas based on a size of the document area or a number of characters
included in the document area,

wherein the order of the embedding is determined based on the
relationship of relative positions of the document areas in a case where the

plurality of document areas have the same size of the document area or the same number of characters included in the document area; and

a step of embedding the digital watermark information over the plurality of document areas in the document image in accordance with the determined order of the embedding. ”

- c. With regard to Claim 20 (corresponding to the version filed on Feb. 19, 2008), the claim should now reads as:

“ A computer readable medium ~~program product~~ storing a program for detecting digital watermark information in a document image, the program comprising:

a step of dividing the document image into a plurality of document areas;

a step of determining an order of the detecting for the plurality of document areas based on a size of the document area or a number of characters included in the document area,

wherein the order of the detecting is determined based on the relationship of relative positions of the document areas in a case where the plurality of document areas have the same size of the document area or the same number of characters included in the document area; and

a step of detecting the digital watermark information over the plurality of document areas in the document image in accordance with the determined order of the embedding. ”

REASONS FOR ALLOWANCE

10. The following is an examiner's statement of reasons for allowance:

The instant invention is generally relates to embedding and extracting of a digital watermark information in document images.

With regard to Claim 1, the closest prior arts of record, Ancin et al. (U.S. Patent No. 6,731,775), Wang et al. (U.S. Patent No. 5,680,479), Acharya et al. (U.S. Pub. No. 2002/00980107 A1) and Ameline et al. (U.S. Patent No. 7,139,444), do not disclose or suggest, among the other limitations, the additional required limitation of *"a step of determining an order of the embedding for the plurality of document areas based on a size of the document area or a number of characters included in the document area, wherein the order of the embedding is determined based on the relationship of relative positions of the document areas in a case where the plurality of document areas have the same size of the document area or the same number of characters included in the document area..."*. These additional features in combination with all the other features required in the claimed invention are neither taught nor suggested explicitly by Ancin et al., Wang et al., Acharya et al., and Ameline et al.

With regard to Claims 2, 7 and 11-15, the claims are depending from the independent Claim 1, each encompasses the required limitations recited in the independent claim discussed above.

With regard to Claim 16, the closest prior arts of record, Ancin et al. (U.S. Patent No. 6,731,775), Wang et al. (U.S. Patent No. 5,680,479), Acharya et al. (U.S. Pub. No. 2002/00980107 A1) and Ameline et al. (U.S. Patent No. 7,139,444), do not disclose or suggest, among the other limitations, the additional required limitation of *"a determination unit*

configured to determine an order of the embedding for the plurality of document areas based on a size of the document area or a number of characters included in the document area, wherein the order of the embedding is determined based on the relationship of relative positions of the document areas in a case where the plurality of document areas have the same size of the document area or the same number of characters included in the document area...". These additional features in combination with all the other features required in the claimed invention are neither taught nor suggested explicitly by Ancin et al., Wang et al., Acharya et al., and Ameline et al.

With regard to Claim 17, the closest prior arts of record, Ancin et al. (U.S. Patent No. 6,731,775), Wang et al. (U.S. Patent No. 5,680,479), Acharya et al. (U.S. Pub. No. 2002/00980107 A1) and Ameline et al. (U.S. Patent No. 7,139,444), do not disclose or suggest, among the other limitations, the additional required limitation of the program comprising "*a step of determining an order of the embedding for the plurality of document areas based on a size of the document area or a number of characters included in the document area, wherein the order of the embedding is determined based on the relationship of relative positions of the document areas in a case where the plurality of document areas have the same size of the document area or the same number of characters included in the document area..."*. These additional features in combination with all the other features required in the claimed invention are neither taught nor suggested explicitly by Ancin et al., Wang et al., Acharya et al. and Ameline et al.

With regard to Claim 18, the closest prior arts of record, Ancin et al. (U.S. Patent No. 6,731,775), Wang et al. (U.S. Patent No. 5,680,479), Acharya et al. (U.S. Pub. No. 2002/00980107 A1) and Ameline et al. (U.S. Patent No. 7,139,444), do not disclose or suggest,

among the other limitations, the additional required limitation of *“a step of determining an order of the embedding for the plurality of document areas based on a size of the document area or a number of characters included in the document area, wherein the order of the embedding is determined based on the relationship of relative positions of the document areas in a case where the plurality of document areas have the same size of the document area or the same number of characters included in the document area...”*. These additional features in combination with all the other features required in the claimed invention are neither taught nor suggested explicitly by Ancin et al., Wang et al., Acharya et al., and Ameline et al.

With regard to Claim 19, the closest prior arts of record, Ancin et al. (U.S. Patent No. 6,731,775), Wang et al. (U.S. Patent No. 5,680,479), Acharya et al. (U.S. Pub. No. 2002/00980107 A1) and Ameline et al. (U.S. Patent No. 7,139,444), do not disclose or suggest, among the other limitations, the additional required limitation of *“a determination unit configured to determine an order of the embedding for the plurality of document areas based on a size of the document area or a number of characters included in the document area, wherein the order of the embedding is determined based on the relationship of relative positions of the document areas in a case where the plurality of document areas have the same size of the document area or the same number of characters included in the document area...”*. These additional features in combination with all the other features required in the claimed invention are neither taught nor suggested explicitly by Ancin et al., Wang et al., Acharya et al., and Ameline et al.

11. Therefore, Claims No. 1, 7 and 11-20 are allowed.

12. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

13. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jacky X. Zheng whose telephone number is (571) 270-1122. The examiner can *normally* be reached on Monday-Friday, 8:30 a.m. - 5 p.m., Alt. Friday Off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Twyler M. Lamb can be reached on (571) 272-7406. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

14. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Jacky X. Zheng/

Jacky X. Zheng
Patent Examiner
Art Unit: 2625
April 30, 2008

Application/Control Number: 10/696,071

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/Twyler L. Haskins/

Supervisory Patent Examiner, Art Unit 2625

5/7/08